

# City of Hampton, VA

22 Lincoln Street  
Hampton, VA 23669  
[www.hampton.gov](http://www.hampton.gov)



## **Council Agenda**

**Wednesday, December 09, 2015**

**6:30 PM**

**Council Chambers, 8th Floor, City Hall**

## **City Council**

***Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Teresa V.  
Schmidt, Chris Snead, Donnie R. Tuck,  
George E. Wallace, Mayor***

### ***Staff:***

***Mary Bunting, City Manager***

***Vanessa T. Valdejuli, City Attorney***

***Katherine K. Glass, CMC, Clerk of Council***

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## **WELCOME TO THE HAMPTON CITY COUNCIL MEETING**

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time. From time to time, It may be in the public's interest to change the format and guidelines, and the Council can do so at its discretion without prior notice.

### **THE ORDER OF BUSINESS**

The Council generally conducts meetings in the following order:

- (1) Call to Order
- (2) Ceremonial Matters
- (3) Consent Agenda
- (4) Regular Business Agenda
- (5) Miscellaneous New Business
- (6) Adjournment

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a citizen or a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

### **CITIZENS ARE INVITED TO PARTICIPATE**

The City Council has adopted a three (3) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council, please sign in before the meeting on the sign-up sheet located in the rear of Council Chambers. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. If you wish to address Council on a non-agenda item, the permission of Council is necessary.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add"). Repetition of positions by more than one speaker often uses more time than necessary.

Speakers are generally limited to one appearance, although Council can allow exceptions at its discretion. If possible, you should speak from prepared remarks to the subject under discussion. Irrelevant comments use others' time and your own and detract from your statements on the matter being considered.

Meetings of the Council are formal proceedings, and all comments are recorded on tape and by stenographer. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice.

Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

## CALL TO ORDER/ROLL CALL

## INVOCATION - Councilwoman Teresa Schmidt

## PLEDGE OF ALLEGIANCE TO FLAG

## MAYOR'S COMMENTS

## CONSENT AGENDA

### Consent Items

1. **15-0365** Approval of the minutes from the special meeting of September 23, 2015, the afternoon session of October 14, 2015, and the afternoon, spotlight on citizens and evening meetings of October 28, 2015.
2. **15-0368** Resolution Requesting VDOT to Add the Attached List of New Streets to the State "Principal/Minor Arterial and Collector/Local" Street List
3. **15-0379** Resolution Approving Fiscal Year 2016 First Quarter Budget Adjustments
4. **15-0380** Resolution Approving Consolidation of the Account Structure for Social Services to Improve Efficiency, Tracking, Reporting and Transparency
5. **15-0369** Resolution Approving the City of Hampton, Virginia's Participation In and Appropriation of the 2016 Hampton Domestic Violence Community Unified Response Effort (CURE) V-STOP Grant Funding Program through the Hampton Commonwealth's Attorney's Office from the Virginia Department of Criminal Justice Services.
6. **15-0388** Resolution appropriating \$411,049.02 from the designated fund balance from FY15 to Division of Fire & Rescue's current FY16 budget to be used for Personal Protection Equipment (PPE) and LifePak15s.
7. **15-0370** Resolution Determining McNeil Sales & Service, Inc. to be the Only Source Practicably Available From Which to Procure Materials and Service for Boiler Refractory and Authorizing the Negotiation and Execution of a Purchase Contract with McNeil Sales & Service, Inc. as "Sole Source"
8. **15-0371** Resolution Determining Dings Co. to be the Only Source Practicably Available From Which to Procure Parts for Dings Permanent Deep Draw Drum Magnets and Authorizing the Negotiation and Execution of a Purchase Contract with Dings Co. as "Sole Source"

9. **15-0382** Authorization to procure the professional services of Waggoner and Ball Architects as "Sole Source" to assist the City of Hampton with addressing reoccurring flooding, sea level rise and resiliency issues utilizing the "Dutch Dialogue" approach.
10. **15-0391** Donation of office furniture valued in excess of \$5,000 to the Hampton Police Division by the Fort Monroe Authority.

## **PRESENTATIONS, PROCLAMATIONS, AWARDS**

## **PUBLIC HEARINGS**

### **Rezoning**

11. **15-0384** Ordinance to Amend and Reenact the Zoning Ordinance of the City of Hampton, Virginia by Amending Article I of Chapter 1 Entitled, "Administration and Enforcement of Ordinance" Pertaining to Review Process for Zoning Permit Applications; Article I of Chapter 14 Entitled, "Use Permits" Pertaining to Application Requirements; Article II of Chapter 14 Entitled, "Rezoning, Conditional Zoning, and Zoning Ordinance Amendments" Pertaining to Application Submission, Schedule, and Content.
12. **15-0385** Ordinance to amend and reenact Chapter 3 of the Zoning Ordinance of the City of Hampton, Virginia by amending Section 3-3 entitled "Additional Standards On Uses" pertaining to additional standards for building or structure-mounted commercial communication antennas and to amend and reenact Chapter 9 of the Zoning Ordinance of the City of Hampton, Virginia by amending Section 9-23 entitled "Modifications To Permitted Uses" pertaining to building or structure-mounted commercial communication antennas in the Coliseum Central Overlay District.

### **Use Permit**

13. **15-0383** Use Permit Application No. 15-00014: by Elvie Wilson for live entertainment inside LV's Sports Bar and Grill located at 1565 Briarfield Road [LRSN 3005371].

### **Ordinances**

14. **15-0299** Ordinance Authorizing the Transfer of City Property Located at 103 Saunders Road (LRSN 5001405), Comprising 19,613 Square Feet (0.4503 Acre), to William D. and Amparito Solterbeck

**Resolutions**

15. **15-0389** Resolution Authorizing the Grant of a Permanent Water Line Easement to Jon M. Garland and Nichole R. Frienderberg for an Area of E. Sherwood Avenue, Comprising 435 Square Feet, More or Less, to Benefit Their Property Located at 105 E. Sherwood Avenue (LRSN 12002641) Pursuant to Virginia Code § 15.2-1800
16. **15-0390** Resolution Authorizing the Grant of a Permanent Water Line Easement to Hillary Brown for an Area of E. Sherwood Avenue, Comprising 435 Square Feet, More or Less, to Benefit Her Property Located at 103 E. Sherwood Avenue (LRSN 13002048) Pursuant to Virginia Code § 15.2-1800

**GENERAL ITEMS****Resolutions**

17. **15-0381** Resolution Authorizing the Grant of an Encroachment, Pursuant to § 34-86 of the City Code, to Richard G. Levin of an Area Comprising 885 Square Feet, More or Less, Over a Portion of City Property Identified as S. Hope Street (LRSN 12001367) for 13 Feet of a Rear Canopy, an Outdoor Seating Area, a 3-Foot Faux Iron Fence, and an 8-Foot Wide Concrete Loading Pad

**Appointments**

18. **15-0366** to consider appointments to the Peninsula Stadium Authority (War Memorial)
19. **15-0372** to consider appointments to the Coliseum Advisory Committee
20. **15-0373** to consider an appointment to the Building Code Board of Appeals
21. **15-0374** to consider appointments to the Hampton Federal Area Development Authority (FADA)
22. **15-0375** to consider an appointment to the Wetlands Board
23. **15-0376** to consider appointments to the Neighborhood Commission
24. **15-0386** to discuss appointments to the Hampton 2019 Commemorative Commission.

**REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES**

**MISCELLANEOUS NEW BUSINESS**

**PUBLIC COMMENT**

**ADJOURNMENT**

**Contact Info:**

Clerk of Council, 757-727-6315, [council@hampton.gov](mailto:council@hampton.gov)